

REFERENCE TITLE: notification; complaint; registrar of contractors

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
Second Regular Session  
2008

# **HB 2356**

Introduced by  
Representative Paton

AN ACT

AMENDING SECTION 12-1365, ARIZONA REVISED STATUTES; RELATING TO PURCHASER DWELLING ACTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 12-1365, Arizona Revised Statutes, is amended to  
3 read:

4       12-1365. Notification: right to file a complaint with the  
5       registrar of contractors

6       A. A written contract for the sale of a newly constructed dwelling  
7 between a buyer of a newly constructed dwelling and the seller responsible  
8 for the original construction of the dwelling shall contain, or provide  
9 separate notice of, the following provision:

10     Under Arizona Revised Statutes section 32-1155, a buyer of a  
11 dwelling has the right to file a written complaint against the  
12 homebuilder with the Arizona registrar of contractors within two  
13 years ~~of~~ AFTER THE CLOSE OF ESCROW OR ACTUAL OCCUPANCY,  
14 WHICHEVER OCCURS FIRST, FOR the commission of an act in  
15 violation of Arizona Revised Statutes section 32-1154,  
16 subsection A.

17     B. The notice required in subsection A of this section shall be  
18 prominently displayed and appear in at least ten point bold type.

19     C. The buyer of the dwelling is not deemed to have received the notice  
20 required pursuant to subsection A of this section, unless the buyer initials  
21 the notice provision.